

PATENTS
293/042

19
Ex of Time (1)
w/ Notice of Appeal
S. Bryce
9/2/03

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re : Todd A. Berg et al.
application of

Application No. : 09/550,471 Confirmation No. : 8796

Filed : April 14, 2000

For : ARTIFICIAL HEART VALVE ATTACHMENT
APPARATUS AND METHODS

Group Art Unit : 3738

Examiner : Bruce E. Snow

New York, New York 10020
August 25, 2003

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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TECHNOLOGY CENTER R3700

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed April 24, 2003 in which the rejection of claims 1, 3-5, 9, 45-49, and 53 was made final.

[] Applicants respectfully request an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.

[X] An additional one-month extension of time to respond to the final rejection is requested and the appropriate extension fee is submitted herewith.

[X] Address all correspondence to:

Joel Weiss
FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020-1105
Tel.: (212) 596-9000

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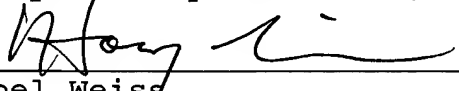
02 FC:1251

- [X] A check in the amount of [X] \$320. [] \$600.00 in payment of the [X] appeal fee, [] appeal and oral hearing fees, is enclosed.
- [X] The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

- [X] The following extension fee is applicable to the Notice of Appeal filed herewith; [X] \$110.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a)(1); [] \$410.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a)(2); [] \$930.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a)(3); [] \$1,450.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a)(4); [] \$1,970.00 extension fee for fifth month pursuant to 37 C.F.R. 1.136(a)(5).
- [X] A check in the amount of [X] \$110.00; [] \$410.00; [] \$930.00; [] \$1,450.00; [] \$1,970.00; in payment of the extension fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,


Joel Weiss
Reg. No. 44,398
Attorney for Applicants

Hong S. Lin
Reg. No. 54,629
Agent for Applicants

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AF/3739
PATENTS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Todd A. Berg et al.
Application No. : 09/550,471 Confirmation No. : 8796
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EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV132183342US

Date of Deposit: August 25, 2003

I hereby certify that this certification and the following papers and fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop AF, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Claire J. Saint-Ivan Goodman

1. Notice of Appeal (in duplicate)
2. A check in the amount of \$320.00; and
3. A check in the amount of \$110.00